

**Frank A. Scanga, Esq. (FS 1460)**  
**477 Madison Avenue**  
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**(212) 758-4040**

**Attorney for Defendant:**  
**233 Broadway Owners LLC**

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF NEW YORK**

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**IN RE: WORLD TRADE CENTER LOWER**  
**MANHATTAN DISASTER SITE LITIGATION**

-----X **21 MC 102(AKH)**  
**CIRILO ENCALADA AND MELVA ENCALADA,**

**Plaintiff(s),** **07CV4465 (AKH)**

**-against-**

**100 WALL STREET COMPANY, LLC, et al.**

**NOTICE OF ADOPTION OF**  
**ANSWER TO MASTER**  
**COMPLAINT**

**Defendant(s).**

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**PLEASE TAKE NOTICE** that Defendant, **233 BROADWAY OWNERS LLC** (hereinafter referred to as “233 BROADWAY”) by it’s attorney, Frank A. Scanga, Esq., as and for their response to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) related to the Master Complaint filed in the above-referenced action, hereby adopts it’s Answer to the Master Complaint dated, filed and served October 5, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH). The responses to all of the allegations in the Master Complaint are adopted herein and are applicable to the Check-Off Complaint served and filed herein.

**PLEASE TAKE FURTHER NOTICE** that defendant, 233 BROADWAY, reserves the right to serve and file an amended answer and specifically reserves the right to interpose a cross-

claim against any and all co-defendants.

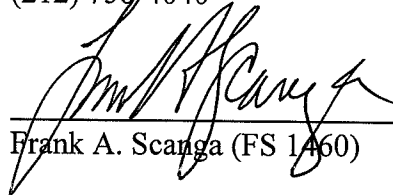
**PLEASE TAKE FURTHER NOTICE** that defendant, 233 BROADWAY, also adopts all affirmative defenses and the jury demand herein.

**WHEREFORE**, the defendant, 233 BROADWAY demands judgment dismissing the above-captioned actions as against it together with it's costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
October 5, 2007

FRANK A. SCANGA, ESQ.  
Attorney for Defendants,  
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(212) 758-4040

By:

  
Frank A. Scanga (FS 1460)

To: Worby Groner Edelman & Napoli Bern  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of 233 Broadway Owners, LLC's Notice of Adoption was served via Federal Express on the 5<sup>th</sup> day of October, 2007 upon the following Plaintiff Liaison Counsel:

Paul Napoli, Esq.  
Worby Groner Edelman & Napoli Bern LLP  
115 Broadway, 12<sup>th</sup> Floor  
New York, New York 10006

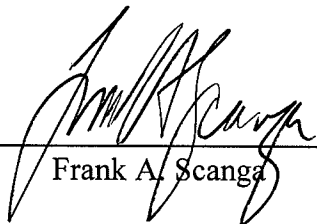
Robert A. Grochow, Esq.  
Gregory J. Cannata, Esq.  
Law Offices of Gregory J. Cannata  
233 Broadway, 5<sup>th</sup> Floor  
New York, New York 10279

and caused the documents to be electronically mailed via the internet to the following Defense Liaison Counsel:

James E. Tyrrell, Esq.  
Joseph Hopkins, Esq.  
Patton Boggs LLP  
1 Riverfront Plaza, 6<sup>th</sup> Floor  
Newark, NJ 07102

Thomas Egan, Esq.  
Flemming Zulack Williamson Zauderer LLP  
One Liberty Plaza  
New York, NY 10006

All Defense Counsel

  
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Frank A. Scanga